

1 THE HONORABLE RICHARD A. JONES
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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 MICROSOFT CORPORATION, a
11 Washington corporation.,

12 Plaintiff and
13 Counter-Defendant,

14 v.

15 MYCHOICE SOFTWARE, LLC, a
16 California limited liability company, and
17 NATHAN MUMME, an individual,

18 Defendants and
19 Counterclaimants,

20 Case No. 2:18-cv-00608-RAJ

21 STIPULATION AND [PROPOSED]
22 ORDER REGARDING RE-NOTICE OF
23 PLAINTIFF AND COUNTER-
24 DEFENDANT'S MOTION TO DISMISS
25 COUNTERCLAIMS AND DEFENDANTS
AND COUNTER-CLAIMANTS' MOTION
FOR LEAVE TO FILE A THIRD-PARTY
COMPLAINT

26 NOTE ON MOTION CALENDAR: May 2,
2018

17 The parties to the above-captioned matter, by and through their respective counsel,
18 hereby agree and stipulate as follows:

19 WHEREAS, on April 26, 2018, the above-referenced case was transferred to the Western
20 District of Washington from the Central District of California.

21 WHEREAS, pursuant to the Clerk's letter dated April 26, 2018 (Dkt. # 77) stating "if a
22 motion is pending and undecided at the time of transfer, the moving party must note it for
23 consideration on the court's Calendar in accordance with LCR 7(d)."

24 NOW, THEREFORE, the parties hereby stipulate and agree as follows:

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26 STIPULATION AND [PROPOSED] ORDER REGARDING RE-NOTICE
27 OF MOTIONS (Case No. 18-cv-00608 RAJ) – 1

139659811.1

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1 1. Plaintiff and Counter-Defendant Microsoft Corporation's Motion to Dismiss
2 Counterclaims (Dkt. # 41) shall be re-noted, as already fully briefed, for hearing on May 25,
3 2018.

4 2. Defendants and Counterclaimants MyChoice Software, LLC's Motion for Leave
5 to File Third-Party Complaint Against Flex-Tech Solutions, Inc., Southern Technology
6 Solutions, Inc., Teri Reeves, Thomas Reeves, and Does 1-10 (Dkt. # 62) shall be re-noted, as
7 already fully briefed, for hearing on May 18, 2018.

8 IT IS SO STIPULATED.

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10 DATED: May 2, 2018

s/ Holly M. Simpkins

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19 Attorneys for Plaintiff and Counter-Defendants
Microsoft Corporation

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STIPULATION AND [PROPOSED] ORDER REGARDING RE-NOTICE
OF MOTIONS (Case No. 18-cv-00608 RAJ) - 2

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1 DATED: May 2, 2018

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19 Attorneys for Defendants and Counterclaimants
20 MyChoice Software, LLC and Nathan Mumme

15 **ORDER**

16 IT IS SO ORDERED this _____ day of _____, 2018.

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19 THE HONORABLE RICHARD A. JONES
20 UNITED STATES DISTRICT JUDGE

21 Presented by:

22 s/ Holly M. Simpkins

23 Holly M. Simpkins, WSBA No. 33297
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STIPULATION AND [PROPOSED] ORDER REGARDING RE-NOTICE
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STIPULATION AND [PROPOSED] ORDER REGARDING RE-NOTICE
OF MOTIONS (Case No. 18-cv-00608 RAJ) – 4

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CERTIFICATE OF SERVICE

I certify that on May 2, 2018, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the email addresses indicated on the Court's Electronic Mail Notice List.

DATED this 2nd day of May, 2018.

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STIPULATION AND [PROPOSED] ORDER REGARDING RE-NOTICE
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